

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

09/955,527

Filed:

September 17, 2001

Inventor:

Ebrahim Hashemi

Title:

Method and System for

Leveraging Spares in a Data Storage system Including a

Plurality of Disk Drives

 Examiner:

Puente, Emerson C.

Group/Art Unit: 2113

Atty. Dkt. No:

5681-89100

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Robert C. Kowert

Printed Nam

July 27, 2004 Date

**a** 

## RESPONSE TO OFFICE ACTION OF APRIL 27, 2004

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted in response to the Office Action of April 27, 2004, to further highlight why the application is in condition for allowance.

Please amend the case as listed below.

08/11/2004 CCURTIS 00000002 501505 09955527

01 FC:1202 02 FC:1201 306.00 DA 602.00 DA

## CONCLUSION

Applicants submit the application is in condition for allowance, and notice to that effect is respectfully requested.

If any extension of time (under 37 C.F.R. § 1.136) is necessary to prevent the above referenced application from becoming abandoned, Applicant hereby petitions for such extension. If any fees are due, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert, & Goetzel, P.C. Deposit Account No. 501505/5681-89100/RCK.

| Also enclosed herewith are the following items:                                |
|--|
| ⊠ Return Receipt Postcard  |
| Petition for Extension of Time   |
| Notice of Change of Address  |
| Fee Authorization Form authorizing a deposit account debit in the amount of \$ |
| for fees ( ).  |
| Other:   |
|  |

Respectfully submitted,

Robert C. Kowert

Reg. No. 39,255

ATTORNEY FOR APPLICANT(S)

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Date: July 27, 2004